

## Message Text

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PAGE 01 CARACA 08438 251240Z  
ACTION ARA-14

INFO OCT-01 ISO-00 JUSE-00 L-03 PM-05 NSC-05 SP-02  
SS-15 CIAE-00 DODE-00 INR-07 NSAE-00 PA-01  
USIA-06 PRS-01 H-01 EB-08 FAA-00 DOTE-00 DHA-05  
MCT-01 /075 W  
-----050979 252057Z /64

R 242026Z AUG 77  
FM AMEMBASSY CARACAS  
TO SECSTATE WASHDC 8945  
INFO AMEMBASSY BRIDGETOWN  
AMEMBASSY PORT

LIMITED OFFICIAL USE CARACAS 8438

ARA/AND/V PASS JUSTICE-PROPPER

E.O. 11652: NA  
TAGS: PINS, VE, US  
SUBJECT: GOV CHARGES "CUBANA AIRLINER" DEFENDANTS WITH MILITARY  
CRIMES

REF: CARACAS 8170, CARACAS 7763

1. CARACAS PRESS CARRIES STORIES AUGUST 24 TO EFFECT THAT  
VENEZUELAN MILITARY JUDGE HAS NOW ISSUED ARREST WARRANTS  
AGAINST ORLANDO BOSCH, LUIS POSADA CARRILES, HERNAN RICARDO  
AND FREDDY LUGO. STORIES VARY ABOUT PRECISE CHARGES, BUT  
IT APPEARS THAT POSADA, RICARDO AND LUGO HAVE BEEN CHARGED  
WITH TREASON UNDER ARTICLE 464 OF THE MILITARY CODE. POSADA,  
ALTHOUGH BORN IN CUBA, IS A NATURALIZED VENEZUELAN. LUGO AND  
RICARDO ARE NATIVE-BORN VENEZUELANS. BOSCH CANNOT BE CHARGED  
WITH TREASON, SINCE HE IS NOT VENEZUELAN, BUT IS BEING  
CHARGED WITH "MILITARY REBELLION" UNDER ARTICLES 476 AND  
486 OF THE MILITARY CODE. ONE NEWSPAPER ALSO STATES THAT  
BOSCH WILL BE TRIED FOR "HOMICIDE" UNDER ARTICLE 482 OF  
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THE MILITARY CODE. THE FOUR PRISONERS HAVE BEEN TRANSFERRED  
FROM CIVILIAN JAIL TO SAN CARLOS MILITARY PRISON. FINALLY,  
MINISTER OF DEFENSE HAS NOT YET CONFIRMED THE MILITARY  
CHARGES AGAINST THE DEFENDANTS BUT IS QUOTED AS SAYING THAT  
MILITARY CHARGES HAVE BEEN BROUGHT "UNOFFICIALLY" AGAINST  
THE FOUR DETAINEES.

2. ADDITIONALLY, THE CASE AGAINST BOSCH FOR DEFAMING PRESIDENT PEREZ, ARISING OUT OF HIS INTERVIEW PUBLISHED IN THE "DAILY JOURNAL" JULY 5 CONTINUES TO BE HEARD IN THE CIVIL COURTS. THE JUDGE HANDLING THIS CASE IS EXPECTED TO MAKE A DECISION ABOUT WHETHER BOSCH SHOULD BE FORMALLY BROUGHT TO TRIAL ON THIS CHARGE.

3. PRESS COVERAGE OF THIS CASE IS UNCLEAR AND CONFUSED. EMBASSY WILL FOLLOW UP TO GET ACCURATE PICTURE OF SITUATION.  
FRECHETTE

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NNN

## Message Attributes

**Automatic Decaptoning:** X  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** CRIMES, COURTS MARTIAL, TREASON TRIALS, POLITICAL CRIMES  
**Control Number:** n/a  
**Copy:** SINGLE  
**Sent Date:** 24-Aug-1977 12:00:00 am  
**Decapton Date:** 01-Jan-1960 12:00:00 am  
**Decapton Note:**  
**Disposition Action:** Released in Full  
**Disposition Approved on Date:**  
**Disposition Case Number:** 200605036  
**Disposition Comment:** RECORDING OF CLASSIFICATION/RECLASSIFICATION ACTION IN SAS (STATE ARCHIVING SYSTEM) BY THE DESIGNATED AUTHORITY FOR THIS ACTION, WHO HAS APPROVED RECLASSIFICATION AND OR EXTENSION ACTION ON THIS DOCUMENT.  
**Disposition Date:** 15-Nov-2007 12:00:00 am  
**Disposition Event:**  
**Disposition History:** Released in Full by NORMAN BOUTON on 15-NOV-07 ;  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1977CARACA08438  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D770307-1160  
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**Litigation History:**  
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**Office:** ACTION ARA  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
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**Reference:** 77 CARACAS 8170, 77 CARACAS 7763  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 30-Mar-2005 12:00:00 am  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 1507813  
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**Status:** NATIVE  
**Subject:** GOV CHARGES \"CUBANA AIRLINER\" DEFENDANTS WITH MILITARY CRIMES  
**TAGS:** PINS, VE, US, CUBANA AIRLINES, (BOSCH, ORLANDO), (POSADA CARRILES, LUIS), (RICARDO, HERNAN), (LUGO, DREDDY)  
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**Type:** TE  
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**Review Markings:**  
Margaret P. Grafeld  
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